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Attorneys for Defendant,  
BITDEFENDER INC.

**IN THE UNITED STATES DISTRICT COURT  
FOR THE NORTHERN DISTRICT OF CALIFORNIA  
OAKLAND DIVISION**

FINJAN, INC., a Delaware Corporation,

Plaintiff,

v.

BITDEFENDER INC., a Florida Corporation,  
and BITDEFENDER S.R.L., a Romanian  
Corporation,

Defendants.

Case No.: 4:17-cv-4790-HSG (MEJ)

**STIPULATION AND ORDER  
EXTENDING FINJAN, INC.'S TIME  
TO RESPOND TO BITDEFENDER  
S.R.L'S ANSWER AND  
COUNTERCLAIMS**

1 Pursuant to Civil Local Rules 6-1, 6-2, and 7-12, Plaintiff Finjan, Inc. (“Finjan”) and  
2 Defendants Bitdefender Inc. and Bitdefender S.R.L. (together, “Defendants”) (collectively, the  
3 “Parties”) submit this Stipulation and [Proposed] Order extending Finjan’s time to respond to  
4 Bitdefender S.R.L.’s Answer and Counterclaims (Dkt. No. 54), in order to avoid potentially  
5 unnecessary pleadings and motion practice.

6 WHEREAS, Finjan filed its Complaint on August 16, 2017 (Dkt. No. 1);

7 WHEREAS, Bitdefender Inc. filed its Answer on November 22, 2017 (Dkt. No. 25);

8 WHEREAS, Finjan filed a motion to strike portions of Bitdefender Inc.’s Answer on  
9 December 13, 2017 (Dkt. No. 33), which has been fully briefed and is set for hearing on March 8,  
10 2018 (Dkt. No. 35);

11 WHEREAS, Bitdefender S.R.L. filed its Answer to Finjan’s Complaint, with Counterclaims,  
12 on January 26, 2018 (Dkt. No. 54);

13 WHEREAS, Finjan’s deadline to respond to Bitdefender S.R.L.’s Answer and Counterclaims  
14 (Dkt. No. 54) under Fed. R. Civ. Proc. 12 is February 16, 2018;

15 WHEREAS, Finjan believes that Bitdefender S.R.L.’s Answer is subject to some of the same  
16 deficiencies alleged in Finjan’s motion to strike portions of Bitdefender Inc.’s Answer, which is  
17 currently set for hearing on March 8, 2018;

18 WHEREAS, in order to avoid duplicate pleadings and briefing, the Parties have agreed to  
19 extend Finjan’s time to respond to Bitdefender S.R.L.’s Answer and Counterclaims (Dkt. No. 54) until  
20 two weeks after the Court issues an order resolving Finjan’s motion to strike portions of Bitdefender  
21 Inc.’s Answer (Dkt. Nos. 25, 33), which is currently set for hearing on March 8, 2018 (Dkt. No. 35).

22 NOW, THEREFORE, IT IS HEREBY STIPULATED AND AGREED by and among counsel  
23 for Finjan and counsel for Defendants that Finjan’s time to respond to Bitdefender S.R.L.’s Answer  
24 and Counterclaims shall be extended until two weeks after the Court issues an order resolving Finjan’s  
25 motion to strike portions of Bitdefender Inc.’s Answer.

Respectfully submitted,

DATED: February 13, 2018

By: /s/ Austin Manes

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*Attorneys for Plaintiff*  
FINJAN, INC.

Respectfully submitted,

DATED: February 13, 2018

By: /s/ Oleg Elkhunovich

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Austin Manes

1 **ORDER**

2 Pursuant to the Parties' Stipulation, it is hereby ordered that the time for Finjan to respond to  
3 Bitdefender S.R.L.'s Answer and Counterclaims is extended until two weeks after the Court issues  
4 an order resolving Finjan's motion to strike portions of Bitdefender Inc.'s Answer.

5 IT IS SO ORDERED.

6  
7 Dated: March 1, 2018

8   
9 HON. HAYWOOD S. GILLIAM JR.  
10 United States District Court Judge  
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